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April 28, 2008

**BY FACSIMILE**

Hon. Loretta A. Preska  
United States District Judge  
Southern District of New York  
500 Pearl St., Room 1320  
New York, NY 10007

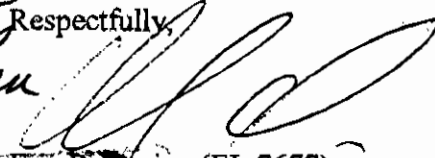
Re: Keefe, Bruyette & Woods, Inc. v. Philadelphia Stock Exchange, Inc.,  
Civil Action No. 08-CV-1163 (LAP)

Dear Judge Preska:

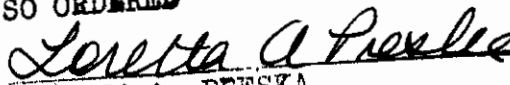
We represent plaintiff in the above-referenced action and write to advise the Court that the parties have reached an agreement in principal to settle the action without further judicial involvement. We thank the Court for its courtesies in this matter and will dismiss the action upon the prompt completion of a written settlement agreement.

*Counsel shall inform the  
Court by letter of the status  
of the action no later than  
May 23, 2008*

Respectfully,

  
Eric R. Levine (EL 7677)

SO ORDERED

  
LORETTA A. PRESKA  
UNITED STATES DISTRICT JUDGE

cc: Stephen J. Kastenbergh, Esq.  
Ballard Spahr Andrews & Ingersoll, LLP  
1735 Market Street, 51<sup>st</sup> Floor  
Philadelphia, Pennsylvania 19103-7599  
Attorneys for defendant Philadelphia Stock Exchange, Inc.

*April 29, 2008*